

DECLARATION FOR PATENT APPLICATION

Docket: 6371-1

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

VENTILATING FOUNDATION FLOOD GATE

the specification of which (check one)

X is attached hereto.
— was filed on _____ as
Application Serial No. _____ and
was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations Section 1.56(a).

I hereby claim foreign priority benefits and U.S. provisional application benefits under Title 35, United States Code 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign or Provisional Application(s)

Priority Claimed

60/052,819 USA 10 July 1997
(Number) (Country) (Day/Month/Year Filed)

Yes No

(Number) (Country) (Day/Month/Year Filed)

Yes No

(Number) (Country) (Day/Month/Year Filed)

Yes No

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

09079611-051598

09079611-051508

(Appln. Serial No.)

(Filing Date)

(Status-patent, pending, abandoned)

(Appln. Serial No.)

(Filing Date)

(Status-patent, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

I hereby appoint J. Rodman Steele, Jr., Registration No. 25,931; Gregory A. Nelson, Registration No. 30,577; Harvey D. Fried, Registration No. 28,298; Joseph W. Bain, Registration No. 34,290; Robert J. Sacco, Registration No. 35,667; and Ted W. Whitlock, Registration No. 36,965, as my attorneys with full power of substitution and revocation to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith, to amend the specification, to appeal in case of rejection, as they may deem advisable, to receive the patent when granted and generally to do all matters and things needful in the premises as fully and to all intents and purposes as I could do.

Please direct all correspondence to: Harvey D. Fried

QUARLES & BRADY
222 Lakeview Avenue - 4th Floor
P. O. Box 3188
West Palm Beach, Florida 33402-3188
Telephone: (561) 653-5000

Full name of sole or first inventor Martin J. Montgomery
Inventor's signature _____ Date _____
Residence Avalon, New Jersey 08202
Citizenship USA
Post Office Address 461 Old Avalon Boulevard
Avalon, New Jersey 08202